

REMARKS/ARGUMENTS:

Claims 1, 3-12, 14-37 are pending. New dependent claims 25-32 were added and a new independent claims 33, 34, 36 and 37 were added. New independent claims 33, 34, 36 and 37 correspond as apparatus counterparts to method claims 1, 15, 8 and 17. A potential health risk arises from drug dosages of unknown origin or from drug dosages that pass through uncertain chain of distribution or are contra-indicated if taken with certain other types of medication.

Paragraph [0039] recites that “According to the invention, any machine readable code that is in a form other than human-readable alpha-numeric characters may be used”. The subject matter of claims 25 and 27 is based on this concept. The concept of accessing and correlating with a data base as set forth in claims 26 and 28 is based on paragraph [0035] and paragraph [0050]. The subject matter of claims 29-32 is based on the definition for pill in paragraph [0021]. Claim 22 is further amended for consistency in terminology. Claim 23 is further amended to recite recording dietary information as described in paragraphs [0047] and [0048]. Claim 15 is further amended to recite that the source and distributor be identified and that a database be accessed. Claim 17 is further amended regarding whether there is a health risk as described in paragraphs [0037] and [0038]. Claim 18 was further amended to better reflect that to be protected by the claimed invention.

In response to the rejection of the claim 15 over U.S. Patent No. 6,799,725 and claim 16 over U.S. Patent No. 6,776,341 for double patenting, a terminal disclaimer is filed.

Allowance is requested.

Respectfully submitted,

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